

207      Presbyterian Theolo-  
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1872      the Northwest.

Constitution and Charter of  
the Presbyterian . . .

(1872)

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CONSTITUTION

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CHARTER

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*Chicago.*

**PRESBYTERIAN**

THEOLOGICAL SEMINARY

IN THE

NORTH-WEST.

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CHICAGO:

F. MUNSON, PRINTER AND STATIONER, 285 AND 287 E. MADISON ST.

1872.



CONSTITUTION

AND

CHARTER

OF THE

PRESBYTERIAN THEOLOGICAL SEMINARY

IN THE

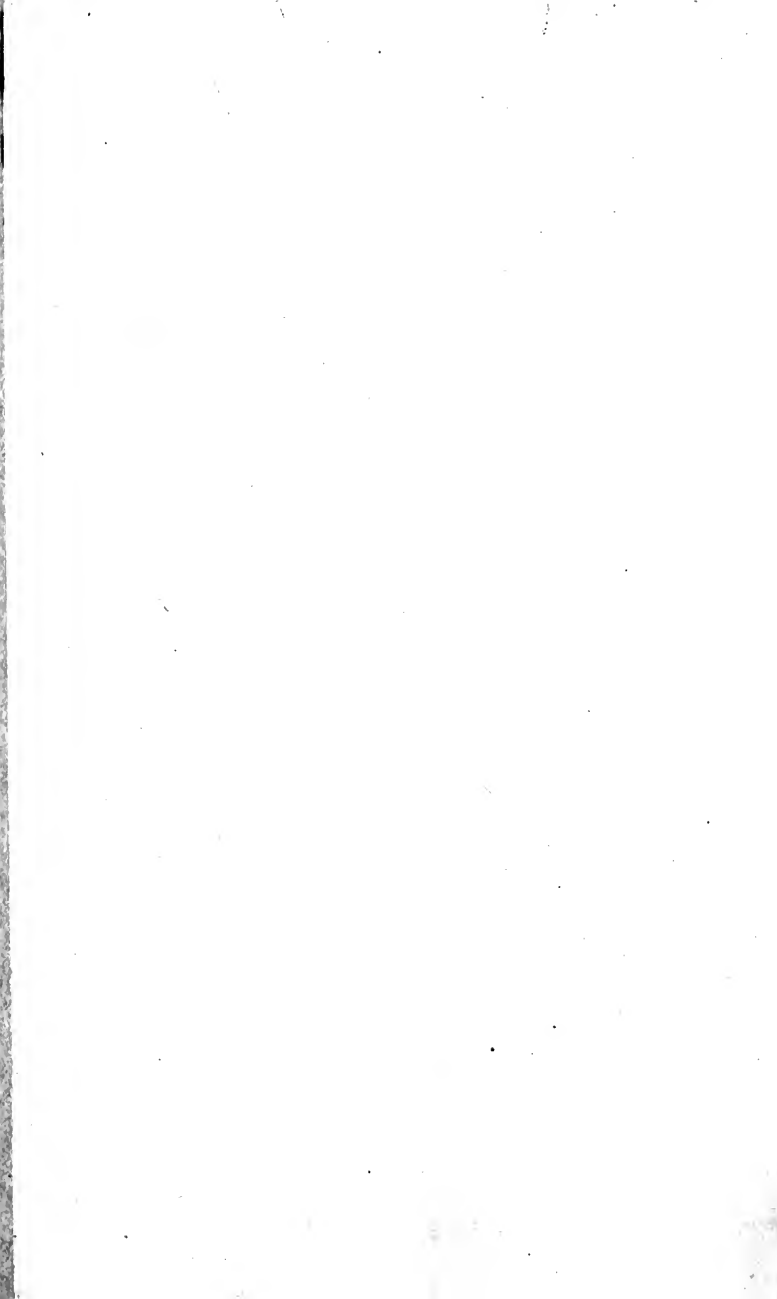
NORTH-WEST.



CHICAGO:

F. MUNSON, PRINTER AND STATIONER, 285 AND 287 E. MADISON ST.

1872.





## ORIGINAL CONSTITUTION.

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*Whereas*, The Board of Directors of "The Presbyterian Theological Seminary of the North-West," did, in accordance with the vote of the Synods heretofore having the control thereof, present to the General Assembly of the Presbyterian Church in the United States, at its sessions held at Indianapolis, in the State of Indiana, in May, 1859, a Resolution previously adopted by the said Board, in the following words, to wit :

"*Resolved*, That the Constitution of the Presbyterian Theological Seminary of the North-West be, and is hereby so amended, that the direction of the said Seminary—the right to determine the number of Directors and Professors and to appoint the same—and all the powers which have heretofore been vested in the Synods, shall be and hereby are transferred to and vested in the General Assembly of the Presbyterian Church in the United States, provided that this direction be accepted by the Assembly.

And *whereas*, The said Board of Directors did at the same time present to the said General Assembly an overture, praying that the said General Assembly would accept the control and direction of the said Seminary, in accordance with the terms of the said resolution ;

And *whereas*, The said General Assembly did, at its said sessions, resolve to accept, and did accept the same ;

And *whereas*, The Constitution heretofore adopted by the said Synods for the organization and government of the said Seminary has, in consequence of the said resolution, and of the said transfer to the General Assembly, become in many respects inapplicable in its terms and provisions to the present and prospective condition of the Seminary ; therefore,

*Resolved*, That the following be, and the same is, hereby ordained and established as the Constitution of the said Seminary :

## ARTICLE I.

### OF THE NAME AND OBJECTS OF THE SEMINARY.

SECTION 1. The name of the Institution shall be "The Presbyterian Theological Seminary of the North-West."

SEC. 2. The objects of the Seminary shall be, to instruct candidates for the Gospel ministry in the knowledge of the Word of God, contained in the Scriptures of the Old and New Testaments, the only supreme and infallible rule of faith and life ; and of the doctrine, order and institutes of worship taught in the Scriptures, and summarily exhibited in the Constitution of the Presbyterian Church in the United States, to cherish in them, by all the means of Divine appointment, the life of true godliness ; to cultivate in them the gifts which Christ, the Head of the Church, by his Spirit, confers upon those whom he calls to the ministry, and to impart to them, so far as may be, the various learning by which they may be furnished for its work, to the end that there may be trained up a succession of able, faithful and godly ministers of the Divine Word, as the chief agency under God, ordain the Church for the gathering and perfecting of the saints in this life to the end of the world.

## ARTICLE II.

OF THE GENERAL SUPERVISION AND CONTROL OF THE  
SEMINARY.

SEC. 1. The General Assembly shall have the general supervision and control of the said Seminary, and of all its Directors, Professors, officers and agents, and shall have power to direct as to its management in all respects, and as to the disposition of its funds and property ; to determine the number of its Directors and Professors, and to appoint the same, and to prescribe their term of office ; to designate the branches of study to be pursued, and the titles and departments of the respective Professors, and to suspend or remove from office any of the said Professors at its discretion; and shall decide all questions and controversies arising between the Board of Directors and Professors, or between the respective Professors ; and all questions referred to it by the Board of Directors ; and shall have power of its own motion to review and to confirm, reverse or modify any decision of the Board of Directors, and generally have all other powers necessary for the accomplishment of the object for which the Seminary is established.

## ARTICLE III.

## OF THE BOARD OF DIRECTORS.

SECTION 1. The General Assembly shall elect a Board of Directors for the said Seminary, to consist of not less than thirty-two persons, and composed, as nearly as may be, of an even number of Ministers and Ruling Elders in regular standing in the Presbyterian Church ; and shall, at its regular sessions hereafter, fill all vacancies in the said Board, and elect new Directors in the place of those whose term of office is about to expire.

SEC. 2. At the first election of said Directors, one-fourth part shall be elected for the term of one year ; one-fourth for two years ; one-fourth for three years ; one-fourth for

four years. And the Directors so elected shall hold their offices respectively until the end of the next regular sessions of the General Assembly, and until their successors shall be duly elected and qualified.

SEC. 3. The Board of Directors shall have the superintendence and control of the Seminary and its funds—subject, however, to the supervision of the General Assembly, as provided in Article II.

SEC. 4. Every Director, before taking his seat as a member, shall subscribe the following engagements, in a book kept for that purpose, viz.:

“I do solemnly promise, in the presence of God and of this Board, that I will faithfully execute the office of a Director of the Presbyterian Seminary of the North-West, and will support its Constitution and the Constitution of the Presbyterian Church so long as I remain in this office.”

SEC. 5. The Board of Directors shall meet once in every year at the place where the Seminary is located, and such annual meeting shall be on the Wednesday immediately preceding the close of the Seminary year, unless the Board shall appoint another time; and the Board may meet at other times and places on its own adjournment, and on extraordinary occasions by the call of the President, or other officer having power to convene it.

SEC. 6. Any seven Directors being met at the time and place appointed, shall constitute a *quorum* for the transaction of business. Any two Directors so met, may adjourn from time to time until a *quorum* shall be present.

SEC. 7. The Board of Directors shall choose annually from their own members a President, Vice-President and a Secretary, who shall hold their offices from the time of their election till the next annual meeting, and until their successors shall be duly appointed.

SEC. 8. The President, or in case of his absence, the Vice-President, shall preside at all meetings of the Board, and perform such other duties as naturally belong to his office,

and as the Board shall appoint. He may convene, and when requested by any seven members, it shall be his duty to convene the Board ; and of the time and place of such special meeting, and the business for which it is called, he shall send a written notice by mail or otherwise, not less than twenty days before the time of such meeting.

SEC. 9. The Secretary shall keep a full and true record of the transactions of the Board, and shall keep all books of records and papers, and perform such other duties as the Board shall direct.

SEC. 10. In the absence of any officer, the Board may appoint some other person to fill his place *pro tempore*.

SEC. 11. The Board may make Rules of Order and By-Laws, not inconsistent with this Constitution.

SEC. 12. The Board of Directors shall have power, and it shall be their duty,

1. To superintend, either by itself or by a committee, the annual examinations of the students, and to appoint such other services in connection therewith, as it may think proper.

2. To provide all funds, buildings, libraries and other means necessary and proper for the use of the Seminary ; to appoint a Board of Trustees and fill all vacancies therein, and to instruct and direct the said Board in respect to the investment, custody, management and disposal of all funds and property of the Institution ; to fix the salaries of all Professors and other officers ; and, by itself, or the Board of Trustees, to make all appropriations of moneys.

3. To make annually to the General Assembly, in writing, a full and faithful report of the whole state of the Seminary and of the transactions of the Board, and to recommend such measures as shall appear to be proper for its benefit.

SEC. 13. The Board of Directors shall hold its first meeting in the City of Chicago, Illinois, on the fourth Tuesday of June, 1859, at ten o'clock A. M. Afterwards, it shall meet on its own adjournment, and in conformity to the provisions of this article.

SEC. 14. It shall be the duty of the Board of Directors to use and take all proper measures necessary to put the Seminary in operation at the earliest date practicable.

## ARTICLE IV.

### OF THE PROFESSORS.

SECTION 1. 1st.—No person shall be eligible to any Professorship in the Seminary, except a member in full communion in the Presbyterian Church ; and no person shall be eligible to the office of Professor of Theology, except a regularly ordained minister in that Church.

2d—Every Professor, before he enters upon the execution of his office, shall subscribe the following engagement, in a book kept for that purpose, namely :

“In the presence of God and of the Board of Directors of this Seminary, I do solemnly profess my belief that the Confession of Faith and Catechisms of the Presbyterian Church contain a summary and true exhibition of the system of doctrine, order and worship taught in the Holy Scriptures, the only supreme and infallible rule of faith, and my approbation of the Presbyterian Form of Church Government, as being agreeable to the Scriptures ; and do promise that I will not teach, directly or indirectly, anything contrary to, or inconsistent with, the said Confession and Catechisms, or the fundamental principles of Presbyterian Church Government, and that I will faithfully execute the office of a Professor in the Presbyterian Theological Seminary of the North-West.”

Sec. 2. 1st—Each Professor shall have power to conduct the course of instruction in the studies assigned to his department ; to preserve order and due attention therein ; and to appoint such exercises of religious worship in connection therewith as he may deem proper.

2d—Each Professor, if required, shall lay before the Board of Directors a true and full statement of all text books used by him ; and of his whole method of instruction ; and shall treat with respectful consideration any suggestions or advice which the Board may give.

SEC. 3. 1st—The Professors of the Seminary shall constitute a Faculty of Instruction and Government ; they shall appoint (unless the Board of Directors otherwise order), their own Chairman and Secretary, and on every question each Professor shall have one vote.

2d—The Faculty shall meet at such times and places as they shall appoint ; and may make rules and by-laws, not inconsistent with this Constitution, as they may deem proper.

3d—The Faculty shall have power, and it shall be their duty :

(1.) To appoint the portion of time and the particular hours that the students shall attend the Professors respectively.

(2.) To appoint and direct all exercises to be performed in the presence of the whole Seminary, or in public.

(3.) To appoint the times at which all the students shall assemble together for Divine worship, and to direct the conducting of the same.

(4.) To provide the students, if they shall deem it expedient, with preaching and other ordinances of worship and means of grace on the Lord's day.

(5.) To establish rules of order, decorum and duty, for the conduct of the students.

(6.) To inquire into the conduct of the students, and to admonish, suspend, or dismiss any student who shall be found propagating error in doctrine, to be immoral or disorderly in conduct, negligent of study or other duties, or who shall be, in their judgment, on any account a dangerous or unprofitable member of the Institution ; *Provided*, that such student shall have opportunity to be reasonably heard

in his own defence, and that the Faculty shall sit with due caution, and a tender regard to his rights and his welfare.

SEC. 4. 1st—The Faculty shall keep a Register, in which shall be entered the name of each student, his residence, the church of which he is a member ; the Presbytery, if any, of which he is a candidate ; the college, if any, of which he is an Alumnus, the time of his entering, and the time and mode of his leaving the Seminary.

2d—The Faculty shall keep a journal of their proceedings, which, if required, shall be laid before the Board of Directors.

3d—The Faculty shall make a report of the state of the Seminary to the Board of Directors, at each annual meeting, and at other times when required by the Board.

## ARTICLE V.

### OF THE COURSE OF STUDIES.

SECTION 1. The course of studies shall include Biblical Languages, Literature, Criticism and Hermeneutics, General and Special Introduction to the Scriptures, the exegesis of so many of the principal books of the Scriptures as the time shall allow, Didactic and Polemic Theology, with a preliminary review of Metaphysics, Psychology and Ethics, in their relations to Theology, the Constitution, Polity, and History of the Church, Sacred Rhetoric, Pastoral Care and Missionary instruction.

SEC. 2. The full course of studies shall occupy three sessions of such length as the Board of Directors shall order.

SEC. 3. Those students who shall have regularly pursued the prescribed course of studies, shall be admitted to an examination therein, by the Faculty and the Board of Directors, or a committee thereof ; and if the examination shall be sustained, such students shall receive a diploma certifying the fact from the Faculty, with the consent and approval of the Board of Directors.



## ARTICLE VI.

## OF PERSONAL RELIGION.

SEC. 1. It shall be regarded by all connected with the Seminary, as an object of primary importance, to promote a high grade of personal godliness in the students, as being an essential qualification for usefulness in the ministry.

SEC. 2. It shall be the duty of the Professors, by all proper means, explaining the nature of true godliness, inculcating the obligation to eminent godliness resting upon those who are candidates for the holy ministry, and indicating the means of promoting it, to encourage and cherish in their pupils its life and power, and unreserved consecration of themselves to God.

SEC. 3. It shall be the duty of the student, each remembering his high and peculiar obligations to holiness, the necessity of this to his own personal safety and acceptance with God, or usefulness in the ministry, and that it is a matter which, from the nature of the case, must be left chiefly with himself as a concern between God and his own soul, diligently, earnestly and constantly to maintain and promote, by all the divinely appointed means, in his own heart and conduct, the spirit of true, living and active religion; to observe the public and private ordinances of Divine worship, and in all things to have a conversation becoming their Christian relations and professions.

## ARTICLE VII.

## OF ADMISSION.

SEC. 1. The qualifications required in students for admission to the Seminary are, full communion in some branch of the Christian Church, a good reputation for consistent Christian character, a regular course of Academic study, of which evidence shall be furnished by a College degree or by examination, and if from another Theological Seminary, a written certificate of good standing and honorable dismissal.

SEC. 2. Every student, before admission to the Seminary, shall subscribe the following engagement, in a book kept for that purpose, namely : "I do solemnly promise that I will diligently and faithfully attend on all the instructions and exercises of this Seminary, observe its rules of conduct relating to students, and obey the lawful requisitions and respect the admonitions of the Professors and of the Board of Directors, while I shall continue a student of the Institution."

## ARTICLE VIII.

### OF THE SEMINARY GROUNDS, BUILDINGS AND LIBRARY.

The Faculty shall have the custody and control of the Seminary grounds, buildings and library, which shall be subject to such regulations as they may prescribe.

## ARTICLE IX.

### OF THE FUNDS AND FINANCIAL OFFICERS.

SEC. 1. All permanent funds established for the support of the Seminary shall be sacredly preserved inviolate, and it shall not be lawful for the Board of Directors, the Board of Trustees, or any person to withdraw, or to borrow, for any purpose, from any such fund, any money, securities, or other property, without at the same time placing to the credit of such fund a value clearly and fully equivalent.

SEC. 2. The Board of Trustees, which shall appoint its own President, Secretary and Treasurer, shall have the custody of all the funds and property of the Seminary, with power to invest, manage, buy, sell and otherwise dispose of the same for the use of the Seminary, in any manner not inconsistent with this Constitution, and subject in all things to the instructions of the Board of Directors.

SEC. 3. The Board of Trustees shall appoint a Treasurer who shall hold his office during the pleasure of the Board, and whose duty it shall be, under the direction of the Board, to keep all books of account, and to have the custody of all

such books of account, securities and other papers and documents relating to the finances, and of all funds and other property, except the Seminary buildings, the grounds connected therewith, and the library ; and to present to the Board annually, and oftener when required, a clear and full report of the whole state of the finances, and of the transactions of the current year ; and he shall be the keeper of the seal, and when required shall execute to the Board a bond in such penal sum and with such securities as they shall prescribe, for the faithful discharge of his duties.

SEC. 4. The Board of Trustees shall make to the Board of Directors at the Annual Meeting, and at other times when required, a clear and full report of the whole state of the finances, and of the transactions of the current year, or any part thereof, which report shall be transmitted by the Board of Directors to the General Assembly.

## ARTICLE X.

### OFFICES OF THE FORMER DIRECTORS DECLARED VACANT.

The offices of the several Directors heretofore elected by the several Synods, who have had control of the said Seminary, are hereby declared vacant from and after the date of the adoption of this Constitution.

## ARTICLE XI.

### OF ALTERING THE CONSTITUTION.

This Constitution shall not be altered, amended, added to, or abrogated in whole or in part, except by a vote of two-thirds of all the Commissioners present, and voting at a regular meeting of the General Assembly.



THE  
CONSTITUTION  
OF THE  
**Presbyterian Theological Seminary**  
OF THE NORTH-WEST,

*As amended by the General Assembly of The Presbyterian  
Church in the United States, at its session held in  
Detroit, Mich., A. D. 1872.*

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ARTICLE I.

OF THE NAME AND OBJECTS OF THE SEMINARY.

SECTION 1. The name of the Institution shall be "The Presbyterian Theological Seminary of the North-West."

SEC. 2. The objects of the Seminary shall be, to instruct candidates for the Gospel ministry in the knowledge of the Word of God, contained in the Scriptures of the Old and New Testaments, the only supreme and infallible rule of faith and life, and of the doctrine, order and institutes of worship taught in the Scriptures, and summarily exhibited in the Constitution of the Presbyterian Church in the United States ; to cherish in them, by all the means of Divine appointment, the life of true godliness ; to cultivate in them the gifts which Christ, the Head of the Church, by his Spirit, confers upon those whom he calls to the ministry ; and to impart to them, so far as may be, the various learning by which they may be furnished for its work, to the end that there may be trained up a succession of able, faithful and godly ministers of the Divine Word, as the chief agency under God, ordain the Church, for the gathering and perfecting of the saints in this life to the end of the world.

## ARTICLE II.

## OF THE BOARD OF DIRECTORS.

SECTION 1. The Board of Directors shall consist of twenty Ministers and twenty ruling Elders, of whom one-fourth, or five Ministers and five Elders, shall be chosen by said Board annually, to continue in office four years, and until their successors are elected and qualified ; and the Board shall also have power to receive resignations and declinations, and to fill all vacancies which may occur in its body ; all of these elections, however, shall be subject to the *veto* of the General Assembly, to which they shall be reported at its next meeting.

SEC. 2. The Board of Directors shall have power to elect and duly induct and inaugurate into office the Professors of the Seminary ; to receive their resignations ; also to remove them from office ; such elections and removals to be subject to the *veto* of the General Assembly. The Board shall also have power to suspend temporarily a Professor, preliminary to and pending an investigation of charges against his conduct or doctrine.

SEC. 3. The Board of Directors shall have the superintendence and control of the Seminary and its funds and property.

SEC. 4. Every Director, before taking his seat as a member, shall subscribe the following engagements, in a book kept for that purpose, viz :

“ I do solemnly promise, in the presence of God and of this Board, that I will faithfully execute the office of a Director of the Presbyterian Seminary of the North-West, and will support its Constitution and the Constitution of the Presbyterian Church, so long as I remain in this office.”

SEC. 5. The Board of Directors shall meet once in every year at the place where the Seminary is located, and such annual meeting shall be on the Wednesday immediately preceding the close of the Seminary year, unless the Board

shall appoint another time ; and the Board may meet at other times and places on its own adjournment, and on extraordinary occasions, by the call of the President, or other officer having power to convene it.

SEC. 6. Any seven Directors being met at the time and place appointed, shall constitute a *quorum* for the transaction of business.. Any two Directors so met, may adjourn from time to time until a *quorum* shall be present.

SEC. 7. The Board of Directors shall choose annually from their own members a President, Vice-President and a Secretary, who shall hold their offices from the time of their election till the next annual meeting, and until their successors shall be duly appointed.

SEC. 8. The President, or in case of his absence, the Vice-President, shall preside at all meetings of the Board, and perform such other duties as naturally belong to his office, and as the Board shall appoint. He may convene, and when requested by any seven members, it shall be his duty to convene the Board ; and of the time and place of such special meeting, and the business for which it is called, he shall send a written notice by mail or otherwise, not less than twenty days before the time of such meeting.

SEC. 9. The Secretary shall keep a full and true record of the transactions of the Board, and shall keep all books of records and papers, and perform such other duties as the Board shall direct.

SEC. 10. In the absence of any officer, the Board may appoint some other person to fill his place *pro tempore*.

SEC. 11. The Board may make Rules of Order and By-Laws, not inconsistent with this Constitution.

SEC. 12. The Board of Directors shall have power, and it shall be their duty,

1. To superintend, either by itself or by a Committee, the annual examination of the students, and to appoint such other services in connection therewith, as it may think proper.

2. To provide all funds, buildings, libraries, and other means necessary and proper for the use of the Seminary ; to appoint a Board of Trustees and fill all vacancies therein, and to instruct and direct the said Board in respect to the investment, custody, management and disposal of all funds and property of the Institution ; to fix the salaries of all Professors and other officers ; and, by itself, or the Board of Trustees, to make all appropriations of moneys.

3. To make annually to the General Assembly, in writing, a full and faithful report of the whole state of the Seminary and of the transactions of the Board, and also to submit their records when required, for the inspection of the Assembly.

### ARTICLE III.

#### OF THE PROFESSORS.

SEC. 1. 1st—No person shall be eligible to any Professorship in the Seminary, except a member in full communion in the Presbyterian Church ; and no person shall be eligible to the office of Professor of Theology, except a regularly ordained minister in that Church.

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SEC. 3. 1st—The Professors of the Seminary shall constitute a Faculty of Instruction and Government ; they shall appoint (unless the Board of Directors otherwise order,) their own Chairman and Secretary, and on every question each Professor shall have one vote.

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(1.) To appoint the portion of time and the particular hours that the students shall attend the Professors respectively.

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(4.) To provide the students, if they shall deem it expedient, with preaching and other ordinances of worship and means of grace on the Lord's day.

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(6.) To inquire into the conduct of the students, and to admonish, suspend, or dismiss any student who shall be found propagating error in doctrine, to be immoral or dis-

orderly in conduct, negligent of study or other duties, or who shall be, in their judgment, on any account a dangerous or unprofitable member of the Institution ; *Provided*, that such student shall have opportunity to be reasonably heard in his own defence, and that the Faculty shall sit with due caution and a tender regard to his rights and his welfare.

SEC. 4. 1st—The Faculty shall keep a Register, in which shall be entered the name of each student, his residence, the church of which he is a member ; the Presbytery, if any, of which he is a candidate ; the college, if any, of which he is an Alumnus, the time of his entering, and the time and mode of his leaving the Seminary.

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SRC. 2. The full course of studies shall occupy three sessions, of such length as the Board of Directors shall order.

SEC. 3. Those students who shall have regularly pursued the prescribed course of studies, shall be admitted to an examination therein by the Faculty and the Board of Directors,

or a committee thereof, and if the examination shall be sustained, such students shall receive a diploma certifying the fact from the Faculty, with the consent and approval of the Board of Directors.

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SEC. 2. It shall be the duty of the Professors, by all proper means, explaining the nature of true godliness, inculcating the obligation to eminent godliness resting upon those who are candidates for the holy ministry, and indicating the means of promoting it, to encourage and cherish in their pupils its life and power, and unreserved consecration of themselves to God.

SEC. 3. It shall be the duty of the student, each remembering his high and peculiar obligations to holiness, the necessity of this to his own personal safety, and acceptance with God, or usefulness in the ministry, and that it is a matter which, from the nature of the case, must be left chiefly with himself as a concern between God and his own soul, diligently, earnestly, and constantly to maintain and promote, by all the divinely appointed means, in his own heart and conduct, the spirit of true, living, and active religion; to observe the public and private ordinances of Divine worship, and in all things to have a conversation becoming their Christian relations and professions.

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The Faculty shall have the custody and control of the Seminary grounds, buildings and library, which shall be subject to such regulations as they may prescribe.

## ARTICLE VIII.

### OF THE FUNDS AND FINANCIAL OFFICERS.

SEC. 1. All permanent funds established for the support of the Seminary shall be sacredly preserved inviolate, and it shall not be lawful for the Board of Directors, the Board of Trustees, or any person to withdraw, or to borrow, for any purpose, from any such fund, any money, securities, or other property without at the same time placing to the credit of such fund a value clearly and fully equivalent.

SEC. 2. The Board of Trustees, which shall appoint its own President, Secretary and Treasurer, shall have the custody of all the funds and property of the Seminary, with power to invest, manage, buy, sell and otherwise dispose of the same for the use of the Seminary, in any manner not inconsistent with this Constitution, and subject in all things to the instructions of the Board of Directors.

SEC. 3. The Board of Trustees shall appoint a Treasurer, who shall hold his office during the pleasure of the Board, and whose duty it shall be, under the direction of the Board, to keep all books of account, and to have the custody of all such books of account, securities and other papers and documents relating to the finances, and of all funds and other property, except the Seminary buildings, the grounds connected therewith, and the library; and to present to the Board annually, and oftener when required, a clear and full report of the whole state of finances, and of the transactions of the current year; and he shall be the keeper of the seal, and when required shall execute to the Board a bond in such penal sum, and with such securities as they shall prescribe, for the faithful discharge of his duties.

SEC. 4. The Board of Trustees shall make to the Board of Directors at the Annual Meeting, and at other times when required, a clear and full report of the whole state of the finances, and of the transactions of the current year, or any part thereof, which report shall be transmitted by the Board of Directors to the General Assembly.

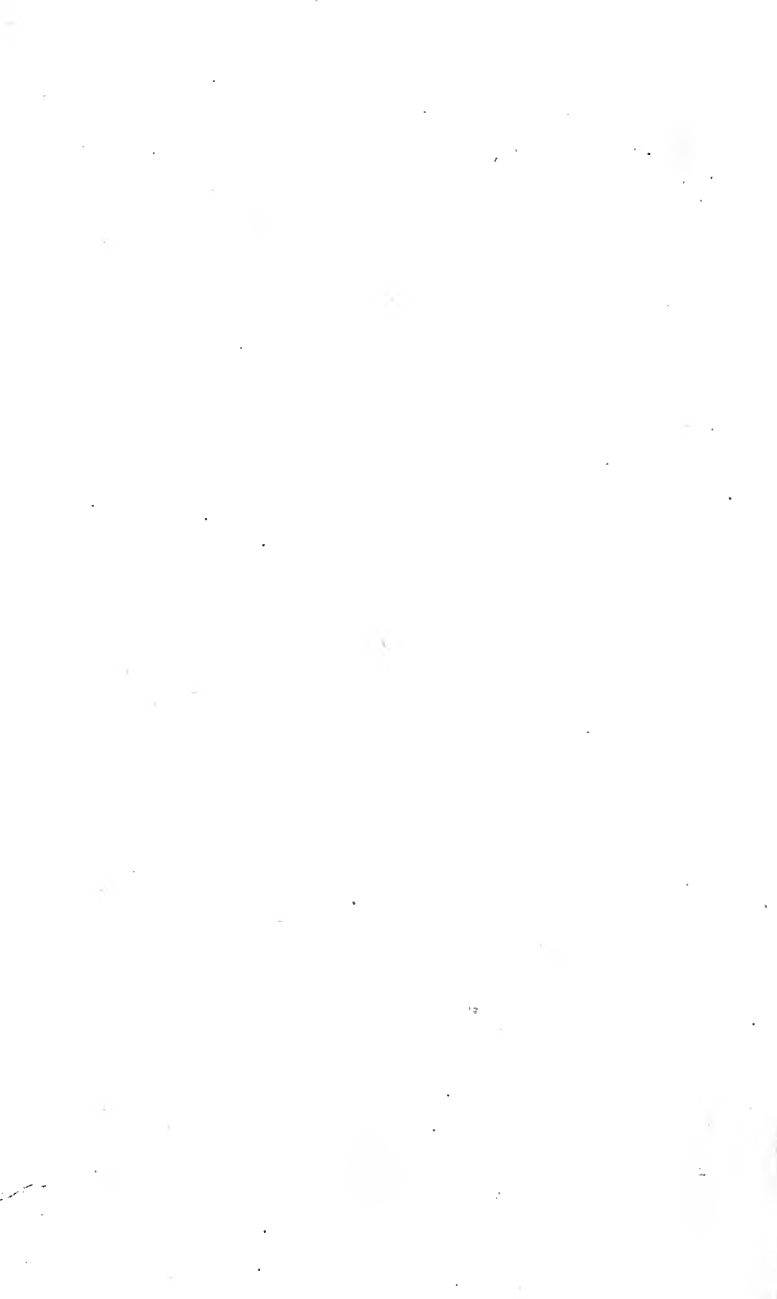
## ARTICLE IX.

### CONSTITUTION HOW AMENDED.

This Constitution may be altered, or amended, by a vote of three-fourths of the Directors present, and voting at a regular annual meeting of the Board; such alteration, or amendment to take effect, and be in force only when the same shall be approved by the General Assembly.

### DIRECTORS HERETOFORE APPOINTED.

*Resolved*, That, Directors heretofore appointed, whose terms of service have not expired, shall serve until the end thereof, and until their successors are elected and qualified and Directors appointed by the present General Assembly shall serve, as if elected and appointed by the Board of Directors.



# AN ACT

To incorporate "THE TRUSTEES OF THE PRESBYTERIAN  
THEOLOGICAL SEMINARY OF THE NORTH-WEST."

WHEREAS, It is represented to the General Assembly of the State of Illinois, that the Synods of Cincinnati, Wisconsin, Iowa, Illinois, Northern Indiana, Chicago and Indiana, of the Presbyterian Church in the United States of America, did respectively on the sixth, the tenth, the eleventh, the thirteenth and the eighteenth days of October, in the year of our Lord Eighteen Hundred and Fifty-six, adopt an instrument entitled "The Constitution of the Presbyterian Theological Seminary of the North-West," and have now a Seminary for the professional education of Candidates for the Christian Ministry, established and in operation under said Constitution; and *whereas* it is represented, that in order to the more convenient custody, management and disposal of the funds and other property now possessed, and which shall hereafter be possessed for the use of the said Seminary, by the Synods aforesaid, and other Synods which shall become united with them in the direction and control of the said Seminary, in conformity with the said Constitution, it is necessary that there be constituted a Board of Trustees, which shall be a corporation, or body corporate and politic in law and in fact; therefore,

*Be it enacted by the People of the State of Illinois, represented in the General Assembly:*

SECTION 1. That John Wilson, Samuel Howe, R. J. Hamilton, R. W. Henry, A. B. Newkirk, R. B. Mason, William Bailly, Warren Norton and A. J. Buel, who at present constitute the Board of Trustees aforesaid in said

office, and their successors, duly elected and appointed in the manner hereinafter provided, be, and they are hereby constituted and declared a corporation or body corporate and politic in law and fact, and to have continuance and perpetual succession, by the name and style of "*The Trustees of the Presbyterian Theological Seminary of the North-West.*"

SEC. 2. That the said Corporation shall be composed of *nine* Trustees, of whom not less than *five* shall be citizens of the State of Illinois; and the Board of Directors of the Seminary established under the said Constitution, shall have power at any meeting held in the State of Illinois, to change *one-third* of the whole number of Trustees in such manner as to the said Board of Directors shall seem proper, and to fill all vacancies which may then exist in the Board of Trustees; and of every Trustee so appointed, the proper credentials shall be a written certificate of his appointment by the Board of Directors, authenticated by the name of its President and Secretary.

SEC. 3. That before any Trustee enters on the execution of his office, he shall subscribe, in a book kept for that purpose, the following engagement: "In the presence of God, I do solemnly promise that I will faithfully execute the office of a Trustee of the Presbyterian Theological Seminary of the North-West, under the Act to incorporate the Trustees thereof, and will support the Constitution of the Seminary so long as I continue in this office."

SEC. 4. That any five members of the said Corporation, being met for the first time in conformity to this Act, or afterwards, in the manner hereinafter provided, shall be a *quorum* sufficient to transact its business.

SEC. 5. That the said Corporation shall have power to make all Rules and By-Laws which may be necessary and proper for the transaction of its business; it shall have power according to its own rules and as shall seem to it proper, to appoint a President, a Vice-President and a Sec-



retary out of its own members, and other officers or agents at its discretion, the time and tenure of their offices respectively, the duties belonging to each, and the pecuniary compensation which they shall receive.

SEC. 6. That the first meeting of the said Corporation shall be held in the City of Chicago, at such time as any *five* of the Trustees named in this Act being assembled together shall appoint ; afterwards it shall meet at such times and places as it shall appoint, and the President, or in case of his absence, or inability, or refusal, or neglect to act, the Vice-President, or if he fail, the Secretary shall have power, and when requested by any three Trustees, it shall be his duty to convene the Corporation ; of the time and place of which special meeting, the officer calling it shall give to each Trustee due notice, either by himself orally, or by some other person, or by a written note left at the dwelling or the usual place of business of such Trustee, or sent to him by mail at least *seven* days before the time of such meeting.

SEC. 7. That all questions before the said corporation shall be decided by a majority of the members present at the time, and on every such question, each member shall have *one* vote, except the President, or other person when acting as President, who shall have only the casting vote, in case the votes of the other members shall be equally divided.

SEC. 8. That the said Corporation shall have power to make, have and use one common seal, with such device and inscription as it shall appoint, and the same to break, change or renew at its discretion.

SEC. 9. That the said Corporation shall have power to appoint a Treasurer, who shall hold his office during the pleasure of the Corporation, whose duty it shall be, under the direction of the Corporation, to keep all books of account, to have the custody of all such books of account, securities of every kind, and other papers and documents relating to the finances, and of all funds, moneys, and other property, real and personal, (except the buildings and

grounds connected therewith, occupied by the Seminary, the library and furniture of which, subject to the disposal of the Corporation, the Faculty shall have the custody and control,) and to present to the Corporation annually, and oftener when required, a clear, full and true report of the transactions of the current year, or any part thereof, and of the whole state of the finances ; he shall be the keeper of the Seal, and shall have the sole right to use it for the authentication of such instruments as the Corporation shall direct him thus to authenticate, and shall execute to the Corporation, whenever required, a bond or bonds, in such penal sum or sums, and with such securities as the Corporation shall prescribe, for the faithful execution of his office ; and of all such bonds and securities the President of the Corporation shall have the custody.

SEC. 10. That the said Corporation, by the name and style aforesaid, shall be capable and able in law to sue and be sued, plead and be impleaded, in any court or courts of law or of equity, before any Judge or Judges, in all and all manner of suits, complaints, pleas, causes, matters, and demands of whatsoever kind and form they may be, and all things therein, or anywise relating thereto, to do in as full and effectual a manner as any person or persons, or any body politic and corporate within the State, may or can do.

SEC. 11. That the said Corporation is hereby expressly prohibited from exercising, in virtue of any power derived from this Act, any authority or control in any way whatever in respect to the doctrine or doctrines taught, the course of instruction and study, or the government and discipline in the said Seminary, or to the appointment of Professors or other instructors in the said Seminary, the tenure of their offices or the execution thereof, or to the pecuniary compensation which any such Professor shall receive, or the time or manner of its payment ; all of which matters and things shall remain under the exclusive power and direction of the Synods aforesaid, and such other Synods as shall

become united with them therein, in conformity to the provisions of the Constitution of said Seminary, as the same now exists, or as it may hereafter exist by amendments provided for by the said Constitution, and of the Board of Directors of the said Seminary, and so far as it respects the execution of their own offices, of the Professors of said seminary ; the said Directors being in all things appertaining to their own offices subject to the control of said Synods, and the Professors amenable to the Board of Directors, in conformity to the said Constitution.

SEC. 12. That the said Corporation, by the name and style aforesaid, shall be capable in law, and shall have full power to take, receive and hold all and all manner of lands, tenements, moneys, stocks, rents, annuities, reversions, franchises, legacies, hereditaments and other property, real or personal whatsoever, which have at any time or times heretofore been granted, sold, bargained, released, devised, or otherwise conveyed to any other body politic and corporate, or any other person or persons whatsoever, for the use of the said Seminary, or in trust for the same ; and the said lands, tenements, moneys, stocks, rents, annuities, reversions, franchises, legacies, hereditaments, and other property, real and personal, are hereby vested and established in the said Corporation forever, according to the use and interest for which such gifts, grants, devises, releases, or other conveyance respectively, were originally made. And the said Corporation is hereby declared to be seized and possessed of such estate or estates therein, as in and by these respective grants, sales, bargains, enfeoffments, gifts, devises and other conveyances thereof, are declared limited and expressed. That further, the said Corporation and their successors, shall be capable in law, and have full power to take, receive, hold and enjoy, in fee simple, or of lease, estate or estates, in trust for the use of the said Seminary, all lands, tenements, moneys, stocks, rents, annuities, franchises, legacies, hereditaments and other property, real and personal whatsoever,

by sale, bargain, grant, enfeoffment, release, gift, devise, or other conveyance of any body politic and corporate, or any person or persons capable to make the same ; and that no misnomer of the said Corporation and their successors shall annul, defeat, or in anywise impair any gift, devise or grant of any kind to the said Corporation, or to any other person or persons, or any other body politic and corporate for the said Corporation. *Provided*, that the interests of the party or parties shall sufficiently appear upon the face of the gift, grant, will or other writing, whereby it was intended that any estate or interest should pass to said Corporation, or to any other body politic and corporate for the use of the said Seminary.

SEC. 13. That the said Corporation and its seccessors shall have power to invest and loan all moneys and funds, and by bargain, sale, lease, or otherwise, to manage, sell and dispose of any and all lands, tenements, stocks, rents, annuities, franchises, legacies, bequests and estates of any kind of which they shall be legally seized and possessed, for the sole use of the said Seminary, in the promotion of the objects for which it is established, and in conformity to the provisions of this Act. That the said Corporation shall have power and it shall be its duty, out of any estate, funds and property in its possession, custody, management and control, and not otherwise appropriated and limited, to provide by purchase or otherwise, grounds, buildings, libraries, furniture and other accommodations for the use of the said Seminary, and in like manner to provide an income for payment of all such salaries and compensations of professors, instructors and other officers and agents of the said Seminary, as shall be allowed and appointed by the Board of Directors of said Seminary, and for the payment of the salaries and compensations allowed and appointed by the said Corporation to its own officers, agents, or other persons, and for defraying all the necessary and proper expenses for the transaction of its business.

SEC. 14. That in all cases in which special instructions shall be given by the Board of Directors of the said Seminary in writing, authenticated by the name of its President and Secretary, in respect to the custody, investment, management or disposal of any lands, tenements, stocks, moneys, gifts, legacies, hereditaments, property, real and personal estate or estates of any kind of which the said Corporation shall be possessed, it shall be the duty of the said Corporation to act in conformity to said instructions. *Provided*, that the said instructions shall not be repugnant to the Constitution of the United States, to the Constitution and Laws of this State, or to this Act.

SEC. 15. That the said Corporation shall keep a journal of its proceedings, and shall keep regular and fair entries of all its pecuniary transactions, and a true and exact account of its receipts and disbursements in a book or books kept for that purpose; make to the Board of Directors of the said Seminary a clear, full and true report of the transactions of the current year, or any part thereof, and of the whole state of the finances, and shall, whenever required, submit its journal and all books of account, securities and other papers and documents relating to the business of the Corporation, to the examination of the Board of the said Seminary, or of any person or persons appointed by the said Board to make such examination.

SEC. 16. That the said Corporation shall have power to take, receive, hold, possess and enjoy for the use of the said Seminary, lands, messuages, tenements, stocks, rents, annuities, grants, gifts, hereditaments, and other estate, real and personal.

SEC. 17. This Act shall be deemed and taken to be a public Act, and shall be of force from and after the date of its passage.

SAMUEL HOLMES,

*Speaker of the House of Reps.*

JOHN WOOD,

*Speaker of the Senate.*

Approved, February 16, 1857.

WM. H. BISSELL.

UNITED STATES OF AMERICA, }  
State of Illinois. } ss.

I, O. M. HATCH, Secretary of the State of Illinois, do hereby certify the foregoing to be a true and correct copy of an enrolled law now on file in my office.

In witness whereof, I have hereunto set my  
[L. S.] hand and caused the great seal of the State to be affixed. Done at Springfield, this 21st day of March, 1857.

O. M. HATCH, *Secretary*.















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